

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

DAVID ANTHONY HARRIS,)	
)	
Petitioner,)	
)	
v.)	1:23-cv-260
)	
TODD E. ISHEE, Secretary)	
of the NCDPS Prisons,)	
)	
Respondent.)	

ORDER

On October 30, 2023, the United States Magistrate Judge's Order and Recommendation ("Recommendation") was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 4, 5.) No objections were filed within the time limits prescribed by Section 636.


Therefore, the court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Recommendation is **ADOPTED**. **IT IS FURTHER ORDERED** that this action and the entire record is transferred to United States District Court for the Eastern District of North Carolina for further screening and/or further proceedings. The court further finds there is no substantial showing of the denial of a constitutional right affecting the conviction nor a debatable

procedural ruling, therefore a certificate of appealability is not issued.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 12th day of December, 2023.


United States District Judge